

1 SENATE BILL NO. 292

2 INTRODUCED BY COCCHIARELLA, BRUEGGEMAN, KITZENBERG, MAHLUM, MOOD, D. RYAN,

3 WANZENRIED

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5 A BILL FOR AN ACT ENTITLED: "AN ACT EXEMPTING FROM THE MONTANA RESIDENTIAL LANDLORD
6 AND TENANT ACT OF 1977 ~~STUDENT~~ HOUSING PROVIDED BY THE MONTANA UNIVERSITY SYSTEM
7 AND OTHER POSTSECONDARY EDUCATION INSTITUTIONS; AND AMENDING SECTION 70-24-104, MCA."8
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:10
11 **Section 1.** Section 70-24-104, MCA, is amended to read:12 **"70-24-104. Exclusions from application of chapter.** Unless created to avoid the application of this
13 chapter, the following arrangements are not governed by this chapter:14 (1) residence at a public or private institution if incidental to detention or the provision of medical,
15 geriatric, educational, counseling, religious, or similar service, including all student housing provided by the
16 Montana university system and other postsecondary institutions;17 (2) occupancy under a contract of sale of a dwelling unit or the property of which it is a part if the
18 occupant is the purchaser or a person who succeeds to ~~his~~ the purchaser's interest;19 (3) occupancy by a member of a fraternal or social organization in the portion of a structure operated
20 for the benefit of the organization;

21 (4) transient occupancy in a hotel or motel;

22 (5) occupancy by an owner of a condominium unit or a holder of a proprietary lease in a cooperative;

23 (6) occupancy under a rental agreement covering premises used by the occupant primarily for
24 commercial or agricultural purposes;25 (7) occupancy by an employee of a landlord whose right to occupancy is conditional upon employment
26 in and about the premises; and27 (8) occupancy outside a municipality under a rental agreement ~~which~~ that includes hunting, fishing, or
28 agricultural privileges, along with the use of the dwelling unit."

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